APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/211,527	12/14/1998	DAVID E. COX	5577-108	9792

20792   7590   12/28/2001

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EXAMINER
BACKER, FIRMIN

ART UNIT	PAPER NUMBER
2155	8

DATE MAILED: 12/28/2001

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action	Application No.		Applicant(s)
	09/211,527		COX ET AL.
	Examiner		Art Unit
	Firmin Backer		2155

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 09 December 2001 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

PERIOD FOR REPLY [check either a) or b)]

a) ☒ The period for reply expires 3 months from the mailing date of the final rejection.

b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

1. ☐ A Notice of Appeal was filed on _____. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.

2. ☐ The proposed amendment(s) will not be entered because:

    (a) ☐ they raise new issues that would require further consideration and/or search (see NOTE below);

    (b) ☐ they raise the issue of new matter (see Note below);

    (c) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or

    (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims.
        NOTE: _____.

3. ☐ Applicant's reply has overcome the following rejection(s): _____.

4. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).

5. ☒ The a)☐ affidavit, b)☐ exhibit, or c)☒ request for reconsideration has been considered but does NOT place the application in condition for allowance because: *See Continuation Sheet*.

6. ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.

7. ☒ For purposes of Appeal, the proposed amendment(s) a)☐ will not be entered or b)☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

    The status of the claim(s) is (or will be) as follows:

    Claim(s) allowed: _____.

    Claim(s) objected to: _____.

    Claim(s) rejected: *2,7-13,16,21-27,30,35-41 and 43-45*.

    Claim(s) withdrawn from consideration: _____.

8. ☐ The proposed drawing correction filed on _____ is a)☐ approved or b)☐ disapproved by the Examiner.

9. ☐ Note the attached Information Disclosure Statement(s)(PTO-1449) Paper No(s). _____.

10. ☐ Other: _____
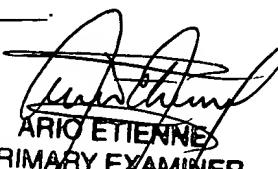
ARIG ETIENNE
PRIMARY EXAMINER

Continuation of 5. does NOT place the application in condition for allowance because: The request for reconsideration has been considered but does not place the application for allowance. Applicant argues that neither Shwed nor Belfoire disclose or suggest "modifying the content provided by the network device to the device based on the policies and the provided session dependent information so as to modify the content provided to the user of the device. Examiner repectfully disagrees with applicant perspective of Shrewd inventive concept. Shwed teach an inventive concept with a security system for inspecting and selectively modifying inbound and outbound data packets in a computer network, the security system inspecting and selectively modifying the data packets in the computer network in accordance with a security rule (policies), where each aspect of the computer network inspected by the security rule has been previously defined, the security rule being previously defined in terms of the aspects and converted into packet filter language instructions, a method for operating the security system including the steps of providing a packet filter module couple to the computer network in at least one entity of the computer network to be inspected by the security rule, the packet filter module implementing a virtual packet filtering machine inspecting and selectively modifying the data packets passing into and out of the computer network, and the packet filter module executing the packet filter language instructions for operating the virtual packet filtering machine to either accept or reject the passage of the data packets into and out of the computer network and to selectively modify the data packets so accepted. Furthermore Swed teach a method of inspecting and selectively modifying inbound and outbound data packets in a computer network, the inspection and selective modification of the data packets occurring in accordance with a security rule. Applicant further argues that there would be no reason for combining the teaching of Shwed and Belfoire. However, the examiner recognizes that obviousness can only be established by combining or modifying the teachings of the prior art to produce the claimed invention where there is some teaching, suggestion, or motivation to do so found either in the references themselves or in the knowledge generally available to one of ordinary skill in the art. See In re Fine, 837 F.2d 1071, 5 USPQ2d 1596 (Fed. Cir. 1988)and In re Jones, 958 F.2d 347, 21 USPQ2d 1941 (Fed. Cir. 1992). In this case the reason for combining the references is based on the knowledge readily available.